

## VLF Exemption for NRM Spouses

### New Policy

The **nonresident spouse** of a nonresident military (NRM) servicemember on active duty in California who lives with the servicemember qualifies for the NRM vehicle license fee (VLF) exemption. A NRM spouse employed in California, including nonmilitary civilian employment, is not considered to have become a California resident. The vehicle must be registered in the name of the NRM servicemember, **or** their nonresident spouse, or both. The NRM spouse VLF exemption does not apply to servicemember spouses who are already California residents, even when married to a NRM servicemember.

### Procedures

When the NRM spouse of a NRM servicemember applies for the NRM VLF exemption, follow the directions below until a revised Nonresident Military Exemption Statement, REG 5045, incorporating the NRM spouse VLF exemption is available. Submit:

- A Statement of Facts, REG 256, completed by the NRM servicemember's spouse with the following:
  - My spouse: \_\_\_\_\_ (Name) is on active duty in the U.S. Uniformed Services with the: \_\_\_\_\_ (Branch of Service).
  - My spouse is now stationed at: \_\_\_\_\_ (Duty station must be California), with the: \_\_\_\_\_ (Unit).
  - This can be verified by my spouse's commanding officer, who can be reached at: (\_\_\_\_)\_\_\_\_\_ (Telephone Number).
  - My spouse is not a resident of California. My spouse's legal residence is: \_\_\_\_\_ (State).
  - I am not a resident of California. My legal residence is: \_\_\_\_\_ (State).
  - My spouse and I reside in the same household.
  - This vehicle is not used in a trade or business.
- The appropriate fees for the type of application minus the VLF.
- A copy of the NRM spouse's military identification (ID) must be submitted with the application.

A prefilled REG 256 is attached to be copied and given to the applicant for completion. Once the revised REG 5045 is received, discontinue using the prefilled REG 256.

### References

*US Code 50, §574*

*Vehicle Industry Registration Procedures Manual, §12.040*

## Background

The Military Spouses Residency Relief Act (MSRRA), Public Law 111-97, amended the federal Servicemembers Civil Relief Act (SCRA) to guarantee the equity of spouses of military personnel with regard to matters of residency.

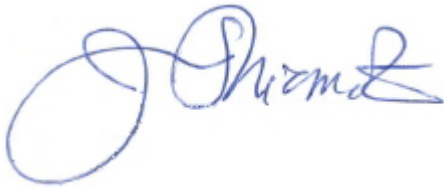
The spouse of a NRM servicemember who is ordered to active duty in California and who **is not** otherwise a California resident will not be deemed a California resident solely in connection with military orders if that spouse lives with the servicemember.

## Distribution

Notification that this memo is available online, at **[www.dmv.ca.gov](http://www.dmv.ca.gov)** under Publications was made via California DMVs Automated E-mail Alert System in August 2011.

## Contact

Call the DMV Customer Communications Section, at (916) 657-6560 for further clarification of this memo. Upon request, this document can be produced in Braille or large print.

A handwritten signature in blue ink, appearing to read "J Shiimoto", with a large, stylized loop at the beginning.

JEAN SHIOMOTO, Deputy Director  
Communication Programs Division

Attachment

## STATEMENT OF FACTS

**Complete the appropriate section(s) in full (including vehicle description) and sign Section H.**

LICENSE PLATE/CF NUMBER	VEHICLE/VESSEL ID NUMBER	YEAR/MAKE
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### A. STATEMENT FOR USE TAX EXEMPTION

**This transfer is exempt from use tax because it is a:**

- ☐ Family transfer sold between a parent, child, grandparent, grandchild, spouse, domestic partner, or siblings (if both are minors related by blood or adoption).
- ☐ Addition or deletion of family member (spouse, domestic partner, parent[s], son/daughter, grandparents, grandchildren).
- ☐ Gift (does not include vehicles traded between individuals, transfer of contracts or other valuable consideration).
- ☐ Court Order                      ☐ Inheritance

**NOTE: The Use Tax Exemption cannot be claimed if the vehicle/vessel being transferred was purchased from an otherwise qualifying relative who is engaged in the business of selling the same type of vehicle/vessel.**

The current market value is: \$ \_\_\_\_\_.

### B. STATEMENT FOR SMOG EXEMPTION

**The vehicle does not require a smog certification for transfer of ownership because:**

- ☐ The last smog certification was obtained within the last 90 days.
- ☐ It is powered by:    ☐ electricity    ☐ diesel    ☐ Other \_\_\_\_\_.
- ☐ It is located outside the State of California. (Exception: Nevada and Mexico)
- ☐ It is being transferred from/between:
  - ☐ The parent, grandparent, child, grandchild, brother, sister, spouse, or domestic partner (as defined in Family Code §297) of the transferee.\*
  - ☐ A sole proprietorship to the proprietor as owner.\*
  - ☐ Companies whose principal business is leasing vehicles. There is no change in lessee or operator.\*
  - ☐ Lessor and lessee of vehicle, and no change in the lessee or operator of the vehicle.\*
  - ☐ Lessor and person who has been lessee's operator of the vehicle for at least one year.\*
  - ☐ Individual(s) being added as registered owner(s).\*

\* Does not require smog certification unless Biennial Smog is required.

### C. STATEMENT FOR TRANSFER ONLY OR TITLE ONLY

**This vehicle has not been used or parked on a street or highway or off-highway. I am applying for a:**

- ☐ Transfer Only                      ☐ Title Only

The vehicle is not currently registered. It has not been driven, moved, towed, or left standing on any California public highway to cause registration fees to become due. It was not transported over any California public highway or operated within California to cause off-highway fees to become due. Appropriate registration will be obtained before the vehicle is operated.

### D. WINDOW DECAL FOR WHEELCHAIR LIFT OR WHEELCHAIR CARRIER

Enter your Disabled Person License Plate, or Disabled Veteran License Plate, or Permanent Disabled Person Parking Placard number below:

DISABLED PERSON PLATE	DISABLED VETERAN PLATE	PERMANENT DISABLED PERSON PLACARD
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**The vehicle to which my Window Decal will be affixed is:**

LICENSE NUMBER	VEHICLE MAKE	VEHICLE ID NUMBER
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**Mail to:**

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

## STATEMENT OF FACTS

Complete the appropriate section(s) in full (including vehicle description) and sign Section H.

LICENSE PLATE/CF NUMBER

VEHICLE/VESSEL ID NUMBER

YEAR/MAKE

### E. STATEMENT FOR VEHICLE BODY CHANGE (OWNERSHIP CERTIFICATE REQUIRED)

The current market value of the vehicle or vessel is: \$ \_\_\_\_\_.

Changes were made at a cost of \$ \_\_\_\_\_ on this date \_\_\_\_\_.

This is what I changed: Check all that apply:

- ☐ Unladen Weight changed because \_\_\_\_\_ (Public Weighmaster Certificate is required. Exception: Trailers)
- ☐ Motive Power changed from \_\_\_\_\_ to \_\_\_\_\_.
- ☐ Body Type changed from \_\_\_\_\_ to \_\_\_\_\_.
- ☐ Number of Axles changed from \_\_\_\_\_ to \_\_\_\_\_.

### F. NAME STATEMENT (OWNERSHIP CERTIFICATE REQUIRED)

Please print

- ☐ I, \_\_\_\_\_ and \_\_\_\_\_ are one and the same person.
- ☐ My name is misspelled. Please correct it to: \_\_\_\_\_
- ☐ I am changing my name from \_\_\_\_\_ to \_\_\_\_\_

### G. STATEMENT OF FACTS

I, the undersigned, state:

NONRESIDENT MILITARY EXEMPTION STATEMENT  
SERVICEMEMBER SPOUSE USE ONLY

- My spouse: \_\_\_\_\_ (enter Name), is on active duty in the U.S. Uniformed Services with the: \_\_\_\_\_ (enter Branch of Service).
- My spouse is now stationed at: \_\_\_\_\_ (enter CA Duty Station), California with the: \_\_\_\_\_ (enter specific unit).
- This can be verified by my spouse's commanding officer, who can be reached at: (\_\_\_\_\_) \_\_\_\_\_ (enter Telephone Number).
- My spouse is not a resident of California. My spouse's legal residence is: \_\_\_\_\_ (enter State).
- I am not a resident of California. My legal residence is: \_\_\_\_\_ (enter State).
- My spouse and I reside in the same household.
- The vehicle is not used in a trade or business.

### H. APPLICANT'S SIGNATURE

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

PRINTED LAST NAME

FIRST NAME

MIDDLE NAME

DAYTIME PHONE NUMBER

( )

SIGNATURE

DATE

X